

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

Drayden D. Shumpert,

2:15-cv-02273-JAD-EJY

Plaintiff

V.

D. Madrid, et al.,

Defendants

Order Granting Motions to Lift Stay

[ECF Nos. 45, 47]

On January 11, 2017, I stayed this excessive-force lawsuit that Drayden Shumpert brings against a pair of correctional officers because a criminal case against Shumpert that was based on some altercation as this case remained pending in state court.¹ Shumpert pleaded guilty in state-court case and judgment of conviction was entered, so he now moves to lift the stay.² Deadline to oppose the lift-stay request has long-since expired, and defendants have filed no response. Because the purpose for the stay no longer exists,

IT IS HEREBY ORDERED that Shumpert's Motions to Lift Stay [ECF Nos. 45, 47] are GRANTED. Defendants have until February 13, 2020, to renew their motion to dismiss,³ which was pending (and denied without prejudice) when the stay was entered. Because the discovery period has expired (and the scope of discovery was limited to exhaustion issues, *see* ECF No. 25), any party wishing to reopen discovery must file a proper motion to do so.

DATED: January 14, 2020

Jennifer A. Dorsey
United States District Judge

¹ ECF No. 32 (Stay Order).

² ECF Nos. 45, 47.

³ ECF No. 14.